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In re Patent No. 5,612,527
Issue Date: March 18, 1997
Application No. 08/414,281
Filed: March 31, 1995
Patentee(s): Victor A. Ovadia

NOTICE

This is a Notice regarding your request filed on December 26, 2008, which is being treated as a request under 37 CFR 1.28(c) for acceptance of a fee deficiency submission.

The request is **dismissed**.

It noted that the request to accept the fee deficiency filed on December 26, 2008 is signed by the Manager of Motivation Innovations, LLC, who appears to be the assignee of record. However, the assignee failed to comply with the requirements of 37 CFR 3.73(b). Therefore, the request to change the entity status cannot be accepted at this time.

37 CFR 3.73(b) provides that: (1) when an assignee seeks to take action in a matter before the Office, the assignee must establish its ownership of the property to the satisfaction of the Commissioner; (2) ownership is established by submitting to the Office, in the Office file related to the matter in which action is sought to be taken, documentary evidence of a chain of title from the original owner to the assignee (e.g., copy of an executed assignment submitted for recording) or by specifying (e.g., reel and frame number) where such evidence is recorded in the Office; (3) the submission establishing ownership must be signed by a party authorized to act on behalf of the assignee; and (4) documents submitted to establish ownership may be required to be recorded as a condition to permitting the assignee to take action in a matter pending before the Office. A blank Statement under 37 CFR 3.73(b) is enclosed for petitioner's convenience.

The file does not indicate a change of address has been submitted; however, a courtesy copy of this Notice is being mailed the address given in the request. Thereafter, all future correspondence will be mailed to the address of record until otherwise instructed.

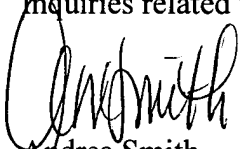
Further correspondence with respect to this matter should be addressed as follows:

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The centralized facsimile number is **(571) 273-8300**.

Inquiries related to this communication should be directed to the undersigned at (571) 272-3226.



Andrea Smith
Petitions Examiner
Office of Petitions

Enclosure: Privacy Act Statement
 Blank Statement under 37 CFR 3.73(b)

cc: Victor A. Ovadia
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